

under the criminal code and to thereby further the right-to-life movement, then the underlying bill is what should be voted for. That is what the difference is about. The Bush administration is clearly in the camp of the right-to-life movement.

Mr. Speaker, I would like to place in the RECORD the statement of administration policy that clearly supports the underlying bill that erodes a woman's right to choose, knocks out one of the fundamental pillars under *Roe v. Wade*.

STATEMENT OF ADMINISTRATION POLICY
(This statement has been coordinated by
OMB with the concerned agencies.)

H.R. 503—UNBORN VICTIMS OF VIOLENCE ACT OF
2001 (REP. GRAHAM (R) SC AND 95 COSPONSORS)

The Administration supports protection for unborn children and therefore supports House passage of H.R. 503. The legislation would make it a separate Federal offense to cause death or bodily injury to a child, who is in utero, in the course of committing any one of 68 Federal offenses. The bill also would make substantially identical amendments to the Uniform Code of Military Justice. The Administration would strongly oppose any amendment to H.R. 503, such as a so-called "One-Victim" Substitute, which would define the bill's crimes as having only one victim—the pregnant woman.

Mr. Speaker, vote for the Lofgren amendment. Vote for a woman's right to choose and a reasonable approach to protect her and against the underlying bill.

Mr. CHABOT. Mr. Speaker, I yield 4 minutes to the distinguished gentleman from New Jersey (Mr. SMITH).

(Mr. SMITH of New Jersey asked and was given permission to revise and extend his remarks.)

Mr. SMITH of New Jersey. Mr. Speaker, why would Planned Parenthood and a virtual who's who of abortion activists in America so vehemently oppose the Unborn Victims of Violence Act and promote a gutting substitute in its stead? Why is it that on the floor of the House on a very pleasant Thursday afternoon that so many intelligent and talented and gifted lawmakers, to whom so much has been given, are going to such great lengths to deny basic protections in law for an unborn child who has been shot, beaten, stabbed or otherwise mauled by an attacker?

Could it be that America's abortion culture, a culture of death, has so numbed our hearts and dulled our minds that we have become incapable or unwilling of recognizing the obvious? Could it be denial?

Amazingly, as a result of breathtaking breakthroughs in medicine, unborn children are today often treated as patients in need of curative procedures and healing, just like any other patient.

Is the concept of unborn child as victim really so hard to grasp, even when we are not talking about abortion, but assault by a mother? Is it lacking in logic or courage or common sense or compassion? Have the soothing voices of denial by credentialed people, especially in medicine and the media,

ripped off our capacity to think? Has the horrific specter of 40 million poisoned or dismembered babies, legally enabled by *Roe v. Wade*, robbed us of our capability to see and to understand and to empathize? Have unborn children now become mere objects, a dehumanizing and deplorable status that feminists once rightly rebelled against?

Does a mugger, Mr. Speaker, have an unfettered access to maim or kill a baby without triggering a response for a separate penalty for that crime?

For years, Mr. Speaker, Congress has updated and strengthened laws and stiffened penalties for those who commit violence against women, and that is as it should be. Crafting such protections and penalties for perpetrators are among our highest responsibilities and duties as lawmakers.

Last year, I am happy to say, I was the prime sponsor of bipartisan legislation, Public Law 106-386, the Victims of Trafficking in Violence Protection Act of 2000, a \$3.4 billion comprehensive package of sweeping new laws designed to protect women from violence at home and overseas.

Women who are victims of violence need every legal protection, appropriate shelter and assistance a caring society has to muster; but I would respectfully submit to my friends, so do children. A victim is a victim no matter how small. Why is it so difficult to recognize an unborn child as a victim who is all too capable of suffering trauma, disfigurement, disability or death? Unborn children feel pain. Unborn children bleed and bruise easily. Unborn children are as vulnerable as their mothers to an assailant wielding a knife, a gun or a steel pipe. The amniotic sac is like a protective bubble, but it is not made of Kevlar. It pierces easily.

Earlier this week, Mr. Speaker, I met with Tracy Marciniak. Three years ago, her husband beat her and killed her almost full-term baby. The child, Zachariah, died from the bleeding; and this is what Tracy has said to all of us: "Congress should approve the Unborn Victims of Violence Act. Opponents of the bill have put forth a counterproposal known as the Lofgren amendment. I have read it," she said, "and it is offensive to me because it says there is only one victim in such a crime, the woman who is pregnant. Please hear me on this," she goes on to say. "On the night of February 8, 1992, there were two victims. I was nearly killed but I survived. Little Zachariah died," she goes on.

"Any law maker who is thinking of voting for the Lofgren one-victim amendment should first look at the picture of me holding my dead son at the funeral. Then I would say to that representative," she continues, "if you really think that nobody died that night, then vote for the one-victim but please remember Zachariah's name and face when you decide."

Vote for the underlying bill and against the substitute.

Mr. Speaker, why would Planned Parenthood and a virtual who's who of abortion activists in America so vehemently oppose the Unborn Victims of Violence Act and promote a gutting substitute in its stead?

Why is it, that on the floor of the House of Representatives on a pleasant Thursday afternoon in April, so many intelligent, talented and gifted lawmakers to whom so much has been given, are going to such great lengths to deny basic protections in law for an unborn child who has been shot, beaten, stabbed, or otherwise mauled by an attacker?

Could it be that America's abortion culture—a culture of death—has so numbed our hearts and dulled our minds that we have become incapable—or unwilling—of recognizing the obvious? Could it be "Denial" with a Capital D?

Amazingly, as a result of breathtaking breakthroughs in medicine, unborn children are today often treated as patients in need of curative procedures and healing just like any other patient. Is the concept of unborn child as victim really so hard to grasp—even when we are not talking about abortion, but assault by a mugger?

Have the soothing voices of denial by credentialed people—especially in medicine and the media—ripped off our capacity to think? Has the horrific specter of 40 million poisoned or dismembered babies legally enabled by *Roe v. Wade* robbed us of our capability to see and understand and empathize?

Is it a lacking in logic, or courage or common sense or compassion?

Have unborn children become mere objects—a dehumanizing and deplorable status that feminists once rightly rebelled against?

Does a mugger—like an abortionist—have unfettered access to maim or kill a baby without triggering a separate penalty for the crime?

For years, Mr. Speaker, Congress has updated and strengthened laws and stiffened penalties for those who commit violence against women. And that is as it should be. Crafting such protections—and penalties for perpetrators—are among our highest responsibilities and duties as lawmakers.

Last year, I was the Prime Sponsor of bipartisan PL 106-386,—"Victims of Trafficking and Violence Protection Act of 2000—a \$3.4 billion comprehensive package of sweeping new laws designed to protect women from violence at home and overseas.

Women who are victims of violence need every legal protection, appropriate shelter and assistance a caring society has to muster.

But, I would respectfully submit—so do children. A victim is a victim, it seems to me, no matter how small.

Why then is it so difficult to recognize an unborn child as a victim who is all too capable of suffering serve trauma, disfigurement, disability or death? Unborn children feel pain; unborn children bleed and bruise easily; unborn children are as vulnerable as their mothers to an assailant wielding a knife, or gun, or steel pipe.

The amniotic sac is like a protective bubble, but it isn't made of Kevlar. It pierces easily.

Earlier this week, I met with Tracy Marciniak. A few years ago her husband beat her and her almost full term baby. The child—Zachariah—died from the beating. Her attacker was charged and convicted of an assault on Tracy. He did minimal time. No charges, however, were brought against the